

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

VIRGA CARTER,

Plaintiff,

Case No. 1:05-cv-529

v.

Hon. Hugh W. Brenneman, Jr.

CITY OF WYOMING and  
JESSE LOPEZ,

Defendants.

/

**ORDER LIFTING STAY AND SCHEDULING TRIAL**

The Sixth Circuit Court of Appeals has affirmed this court's order denying defendants' motion for summary judgment with respect to qualified immunity and other claims. *See Carter v. City of Wyoming*, No. 07-2296 (6th Cir. Oct. 1, 2008). The Sixth Circuit issued the mandate on October 23, 2008. *See* docket no. 86. Accordingly, the Stay entered on October 25, 2007 is lifted.

The Final Pretrial Conference is scheduled for **Wednesday, December 10, 2008, at 9:00 a.m.** The parties shall file a **joint proposed Final Pretrial Order three (3) business days before the Final Pretrial Conference.** Jury Selection and Trial is scheduled for **Monday, January 12, 2009, at 9:00 a.m.** Counsel shall meet with the court in chambers at 8:30 a.m. on the day of trial. **The parties shall prepare for trial as outlined in the court's original Case Management Order.**

**IT IS SO ORDERED.**

Dated: October 30, 2008

/s/ Hugh W. Brenneman, Jr.  
HUGH W. BRENNEMAN, JR.  
United States Magistrate Judge